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5 **UNITED STATES DISTRICT COURT**
6 **DISTRICT OF NEVADA**
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8 BRADLEY SMITH,
9 Plaintiff,

10 vs.

11 UNITED STATES OF AMERICA,
12 Defendants
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Case No.:2:13-cv-00039-JAD-GWF
**Order Denying Motion for Default
Judgment [Dkt 7]**

14 This is an action by a former employee of the Department of Veterans Affairs alleging
15 that his supervisor at the VA committed several common law and constitutional torts against
16 the plaintiff during his employment.

17 On March 13, 2013, the Court granted Defendant until April 12, 2013, to answer or
18 otherwise respond to the Complaint [Dkt. 5]. On March 18, 2013, plaintiff filed a Motion for
19 Default Judgment [Dkt. 7]. At the time the Motion for Default Judgment was filed, the time
20 for response had not expired. Additionally, Defendant has since filed a Motion to Dismiss
21 for Lack of Jurisdiction [Dkt. 8], to which the plaintiff has responded [Dkt. 10].
22 Accordingly, and with good cause appearing,

23 **IT IS HEREBY ORDERED that** plaintiff's Motion for Default Judgment [Dkt. 7] is
24 DENIED.

25 DATED: October 9, 2013.
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28 JENNIFER A. DORSEY
UNITED STATES DISTRICT JUDGE